

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

FISHER SAND & GRAVEL, CO.  
d/b/a/ SOUTHWEST ASPHALT PAVING and  
FISHER SAND & GRAVEL – NEW MEXICO, INC.,

Plaintiff,

v.

Case No. 1:10-cv-00635-RB-SMV

FNF CONSTRUCTION, INC., *et al.*,

Defendants.

**ORDER DENYING FNF CONSTRUCTION, INC.’S  
MOTION TO COMPEL NO. 4 [Doc. No. 417]**

THIS MATTER came before the Court on Defendant FNF Construction, Inc.’s Motion to Compel No. 4: The Court Should Compel Plaintiffs to Provide Complete Answers to FNF’s Third Set of Interrogatories [Doc. No. 417]. The Court, having reviewed the briefs and papers submitted by the parties, heard oral argument, and being otherwise advised in the premises, hereby finds that the Motion should be denied.

It is therefore ordered that FNF’s Motion to Compel No. 4 [Doc. No. 417] is DENIED.



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STEPHAN M. VIDMAR  
United States Magistrate Judge

**Submitted By:**

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& SISK, PA

By: /s/ Jeremy K. Harrison

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